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Attorney for Justin Jose Garcia

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR-06-00329-JSW
)	
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
)	TO CONTINUE SENTENCING HEARING
Vs.)	TO MARCH 29, 2007
)	
JUSTIN JOSE GARCIA, et al.)	
)	Honorable Jeffrey S. White
Defendants.)	
)	
)	
)	

Defendant, Justin Jose Garcia, by and through his attorney, Steven F. Gruel, respectfully requests that the sentencing hearing scheduled for March 15, 2007 at 2:30 p.m. be rescheduled to March 29, 2007, at 2:30 p.m.

Sentencing in this case was scheduled to occur on February 22, 2007. On February 15, 2007, the probation officer advised the Court and the parties that there was a need for a continuance due to staffing issues and workload demands. The probation officer suggested a new date of March 15, 2007 and, unfortunately due to a miscommunication, stated that this proposed date was available for defense counsel. Actually, March 15, 2007 is the one Thursday

STIPULATION AND ~~[PROPOSED]~~ ORDER
TO CONTINUE SENTENCING HEARING
TO MARCH 29, 2007

1 in March 2007 that defense counsel is not available. In fact, for the entire week from March 13,
2 2007 to March 16, 2007 defense counsel will be in Washington D.C. representing a defendant in
3 a federal prosecution. The defendant in that case has a grand jury appearance scheduled that
4 week as well as an appearance in Federal Court. Consequently, defendant respectfully requests
5 that the Court continue the sentencing in this matter to March 29, 2007. There are no Speedy
6 Trial concerns in that the defendant has entered his guilty plea in this case.

7 The United States Probation officer and the Assistant United States Attorney have been
8 contacted regarding this defense request for a continuance to March 29, 2007 and do not oppose
9 it. Defense counsel has verified the Court's availability on March 29, 2007.

10 SO STIPULATED:

11 DATED: 3/02/07

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13 /s/
14 STEVEN F. GRUEL,
Attorney for Justin Jose Garcia

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17 DATED: 3/02/07 /s/
18 DENISE BARTON
Assistant United States Attorney

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26 *STIPULATION AND ~~(PROPOSED)~~ ORDER
TO CONTINUE SENTENCING HEARING
TO MARCH 29, 2007*

~~PROPOSED~~ ORDER CONTINUING MATTER

PREDICATED on the above stipulation and GOOD CAUSE APPEARING,
the Court hereby continues this matter to March 29, 2007 at 2:30 p.m. for sentencing.

IT IS SO ORDERED.

March 5, 2007


JEFFREY S. WHITE
U.S. District Court Judge

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TO CONTINUE SENTENCING HEARING
TO MARCH 29, 2007